

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK

BROOKLYN CENTER FOR INDEPENDENCE OF THE DISABLED, a nonprofit corporation; TAXIS FOR ALL CAMPAIGN; DISABLED IN ACTION OF METROPOLITAN NEW YORK, a nonprofit organization; VALERIE JOSEPH, an individual; and GABRIELA AMARI, an individual, on behalf of themselves and all others similarly situated,

Plaintiffs,
-against-

UBER TECHNOLOGIES, INC.,

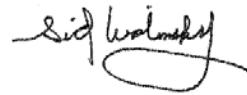
Defendant.

No. 17-cv-6399 (NRB)

**NOTICE OF VOLUNTARY
DISMISSAL PURSUANT TO
F.R.C.P. 41(a)(1)(A)(i)**

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, plaintiffs Brooklyn Center for Independence of the Disabled, the Taxis for All Campaign, Disabled in Action of Metropolitan New York, Valerie Joseph, and Gabriela Amari hereby give notice that the above-captioned action is voluntarily dismissed, without prejudice against defendant Uber Technologies, Inc.¹

¹ Defendant did not file an answer in this action and no party has filed a motion for summary judgment. This notice of dismissal thus falls within F.R.C.P. Rule 41(a)(1)(A)(i). See, e.g., *Sequa Corp. v. Gelmin*, No. 91 CIV. 8675 (CSH), 1993 WL 437726, at *1 (S.D.N.Y. Oct. 26, 1993) (citing *Santiago v. Victim Services Agency*, 753 F.2d 219, 222 (2d Cir.1985)) (“It is clear that service of a motion to dismiss under Rule 12(b)(6) does not prevent a plaintiff from filing a 41(a)(1)(i) voluntary dismissal.”); *Lindquist v. Murphy*, No. 3:15-CV-0870 (CSH), 2015 WL 6692244, at *2 (D. Conn. Nov. 3, 2015).



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